

RECEIVED
CENTRAL FAX CENTER

MAY 6 2005

**SCULLY, SCOTT, MURPHY
& PRESSER**

400 Garden City Plaza
Garden City, New York 11530
(516) 742-4343 - Telephone
(516) 742-4366 - Facsimile
e-mail: intprop@ssmp.com

Fax

To: Examiner: Steven B. McAllister
Group Art Unit: 3627
Confirmation No.: 6285

From: John S. Sensny, Esq.

Fax: 703-872-9306 **Pages:** 20 (Including fax cover sheet)

Phone: **Date:** May 6, 2005

Re: Applicants: Carlos Fernando Bella Cruz, et al.
Serial No.: 10/665,232 **CC**
Filed: September 17, 2003
For: "INVENTORY SYSTEM"
Docket: END920000033US2 (13467Z)
JSS:jy

RESPONSE TO NON-COMPLIANT AMENDMENT UNDER 37 C.F.R. §1.111

TRANSMITTED HEREWITH:

1. Amendment Transmittal Letter (in duplicate);
2. Response to non-Compliant Amendment under 37 C.F.R. §1.111; and
3. Certificate of Facsimile Transmission, dated May 6, 2005 (in duplicate);


FOR:

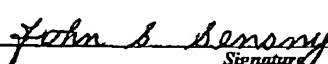
Applicants: Carlos Fernando Bella Cruz, et al.
Serial No.: 10/665,232
Filed: September 17, 2003
For: "INVENTORY SYSTEM"
Docket: END920000033US2 (13467Z)

JSS:jy


CONFIDENTIALITY: The documents accompanying this facsimile transmission may contain information which is either confidential or legally privileged and is intended only for the authorized use of the individual or entity named above without right or publication or republication, dissemination or disclosure except as expressly set forth or established by course of dealing. All rights are reserved. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution or use of the contents of this facsimile is prohibited. If you received this transmission in error, please notify us immediately by telephone to arrange for return of the documents.

If you have any problems concerning this facsimile, please call (516) 742-4343 and ask for Julie @ Ext. 569.

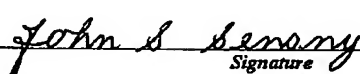
CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)		Docket No. END920000033US2 (13467Z)	
Applicant(s): Carlos Fernando Bella Cruz, et al.			
Application No. 10/665,232	Filing Date September 17, 2003	Examiner Steven B. McAllister	Group Art Unit 3627
Invention: INVENTORY SYSTEM			
<p>I hereby certify that this <u>RESPONSE TO NON-COMPLIANT AMENDMENT</u> <i>(Identify type of correspondence)</i></p> <p>is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>(703) 872-9306</u>)</p> <p>on <u>May 6, 2005</u> <i>(Date)</i></p> <div style="text-align: right; margin-top: 100px;"> <u>John S. Sensny</u> <i>(Typed or Printed Name of Person Signing Certificate)</i> <u></u> <i>(Signature)</i> </div>			
<p>Note: Each paper must have its own certificate of mailing.</p>			

AMENDMENT TRANSMITTAL LETTER (Large Entity)				Docket No.	
Applicant(s): Carlos Fernando Bella Cruz, et al.				END920000033US2 (13467Z)	
Application No. 10/665,232	Filing Date September 17, 2003	Examiner Steven B. McAllister	Customer No. 23389	Group Art Unit 3627	Confirmation No. 6285
Invention: INVENTORY SYSTEM					
COMMISSIONER FOR PATENTS:					
Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.					
CLAIMS AS AMENDED					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	20 -	20 =	0	x \$50.00	\$0.00
INDEP. CLAIMS	6 -	6 =	0	x \$200.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 09-0457/IBM <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.					
 _____ John S. Sensay Registration No. 28,757			Dated: May 6, 2005		
Correspondence Address Customer No.: 23389			<div style="border: 1px solid black; padding: 5px;"><p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____</p><p style="text-align:center;">(Date)</p><p style="text-align:center;">_____ Signature of Person Mailing Correspondence</p><p style="text-align:center;">_____ Typed or Printed Name of Person Mailing Correspondence</p></div>		
cc: JSS:jy					

P11LARGE/REV09

CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8) Applicant(s): Carlos Fernando Bella Cruz, et al.			Docket No. END920000033US2 (13467Z)
Application No. 10/665,232	Filing Date September 17, 2003	Examiner Steven B. McAllister	Group Art Unit 3627
Invention: INVENTORY SYSTEM			
<p>I hereby certify that this <u>RESPONSE TO NON-COMPLIANT AMENDMENT</u> <i>(Identify type of correspondence)</i> is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>(703) 872-9306</u>) on <u>May 6, 2005</u> <i>(Date)</i></p> <p style="text-align: center;"><u>John S. Sensny</u> <i>(Typed or Printed Name of Person Signing Certificate)</i></p> <p style="text-align: center;"><u></u> <i>(Signature)</i></p> <p style="text-align: center;">Note: Each paper must have its own certificate of mailing.</p>			

P18/REV02

AMENDMENT TRANSMITTAL LETTER (Large Entity)				Docket No. END920000033US2 (13467Z)	
Applicant(s): Carlos Fernando Bella Cruz, et al.					
Application No. 10/665,232	Filing Date September 17, 2003	Examiner Steven B. McAllister	Customer No. 23389	Group Art Unit 3627	Confirmation No. 6285
Invention: INVENTORY SYSTEM					
COMMISSIONER FOR PATENTS:					
Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.					
CLAIMS AS AMENDED					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	20 -	20 =	0	x \$50.00	\$0.00
INDEP. CLAIMS	6 -	6 =	0	x \$200.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 09-0457/IBM <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.					
 John S. Sensny Registration No. 28,757			Dated: May 6, 2005		
Correspondence Address Customer No.: 23389			<div style="border: 1px solid black; padding: 5px;"><p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____</p><p>(Date)</p><p>_____ Signature of Person Mailing Correspondence</p><p>_____ Typed or Printed Name of Person Mailing Correspondence</p></div>		
cc: JSS:jy					

P11LARGE/REV09

6 / 20
RECEIVED
CENTRAL FAX CENTER
MAY 06 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Carlos Fernando Bella Cruz, et al.

Examiner: Steven B. McAllister

Serial No.: 10/665,232

Art Unit: 3627

Filed: September 17, 2003

Docket: END920000033US2 (13467Z)

For: INVENTORY SYSTEM

Dated: May 6, 2005

Confirmation No.: 6285

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NON-COMPLIANT AMENDMENT

Sir:

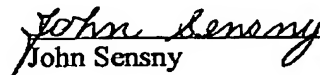
In response to the Notice of Non-Compliant Amendment, dated April 7, 2005, applicants are submitting herewith a corrected, compliant copy of the previous Amendment, dated January 7, 2005. Applicants note that in the copy of the Amendment submitted herewith, Claims 1-7 are identified as withdrawn.

If the Examiner has any questions about this matter, the Examiner is asked to telephone the undersigned.

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Dated: May 6, 2005


John Sensny